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2 Federal Defender

3 MATTHEW C. BOCKMON, Bar #161566  
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8  
9 Attorney for Defendant  
10 MATTHEW WALLACE SCHACHTER  
11 aka ROBERT LEWIS BROWN

12 IN THE UNITED STATES DISTRICT COURT

13 FOR THE EASTERN DISTRICT OF CALIFORNIA

14 UNITED STATES OF AMERICA, ) NO. CR-S-05-59 DFL  
15 Plaintiff, )  
16 v. )  
17 MATTHEW WALLACE SCHACHTER, ) STIPULATION AND [PROPOSED] ORDER  
18 aka Robert Lewis Brown, ) CONTINUING MOTION HEARING/STATUS  
19 aka Matthew Rollins; and ) CONFERENCE  
20 LLOYD THOMPSON )  
21 Defendants. ) Date: September 15, 2005  
22 ) Time: 10:00 a.m.  
23 ) Judge: David F. Levi  
24 )  
25 )  
26 )  
27 )  
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29 The United States of America through Robin R. Taylor, Assistant  
30 United States Attorney; Lloyd Thompson, by and through his counsel,  
31 Dwight M. Samuel; and Matthew Schachter, by and through his counsel,  
32 Matthew C. Bockmon, Assistant Federal Defender, agree to vacate the  
33 motion hearing and status conference hearing date of July 25, 2005 and  
34 continue the matter for further status conference on September 15,  
35 2005, at 10:00 a.m..

36 Mr. Schachter has been transferred from the Sacramento County Mail  
37 Jail to the San Joaquin Hospital. He has had to undergo one surgery

1 and is scheduled for an additional surgery this week. The results of a  
2 biopsy were received this week and confirm that he has lymphatic  
3 cancer. Preliminary reports from his physician indicate that he will  
4 have to undergo a tracheotomy as well as extensive chemo-therapy. His  
5 physical condition currently makes it impossible for him to communicate  
6 with his attorneys or assist in his defense.

7 In light of the above-facts, the parties, through their respective  
8 attorneys hereby stipulate to continue the status conference/motions  
9 hearing in this case until September 15, 2005, at 10:00 a.m. IT IS  
10 FURTHER STIPULATED that the period from July 25, 2005 through and  
11 including September 15, 2005 be excluded in computing the time within  
12 which trial must commence under the Speedy Trial Act, pursuant to 18  
13 U.S.C. § 3161(h)(4) and Local Code N as Mr. Schachter is physically  
14 unable to stand trial.

15 Dated: July 27, 2005

16 Respectfully submitted,

17 QUIN DENVER  
Federal Defender

18 /s/ Matthew C. Bockmon

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19 MATTHEW C. BOCKMON  
20 Assistant Federal Defender  
21 Attorney for Defendant  
22 MATTHEW WALLACE SCHACHTER  
aka Robert Lewis Brown

23 /s/ Matthew C. Bockmon for

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24 DWIGHT M. SAMUEL  
25 Attorney for Defendant  
LLOYD THOMPSON  
per telephonic authorization

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28 ///

1 Dated: July 27, 2005

2 MCGREGOR W. SCOTT  
3 United States Attorney

4 /s/ Matthew C. Bockmon for

5 ROBIN TAYLOR  
6 Assistant U.S. Attorney  
7 per telephonic authority

8 **O R D E R**

9 IT IS SO ORDERED.

10 /s/ David F. Levi

11 Dated: July 27, 2005

12 DAVID F. LEVI  
13 United States District Court